

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LEWIS COUNTY, WASHINGTON**

IN RE:

APPROVING IMPROVEMENT)
AGREEMENT BETWEEN LEWIS)
COUNTY AND KENNETH KADWELL) RESOLUTION NO. 98- 111
FOR DEVELOPMENT OF)
"KENITA ACRES" AND)
AUTHORIZING SIGNATURES THEREON)

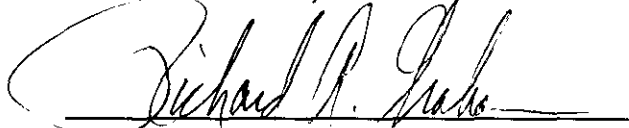
WHEREAS, the Board of County Commissioners has reviewed an Improvement Agreement between Lewis County, Washington, and Kenneth Kadwell regarding the completion of the required minimum improvements and construction of any existing roadways or other facilities damaged in the development of the subdivision of "Kenita Acres"; and,

WHEREAS, it appears to be in the best public interest to authorize the execution of said Improvement Agreement for Lewis County; NOW, THEREFORE

BE IT RESOLVED that the aforesaid Improvement Agreement is hereby approved, and the Board of County Commissioners is authorized to sign the same.

DATED this 9th day of March, 1998.

**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON**



Chairman

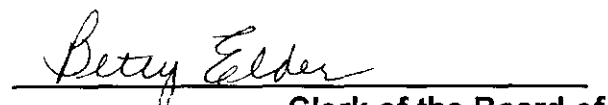


Member



Member

ATTEST:


Clerk of the Board of
County Commissioners

IMPROVEMENT AGREEMENT

This AGREEMENT made and entered into this 9th day of March, 1998, by and between the BOARD OF COUNTY COMMISSIONERS OF LEWIS COUNTY, WASHINGTON, hereinafter called "Board", and Kenneth Kadwell, hereinafter called "Subdivider"; WITNESSETH:

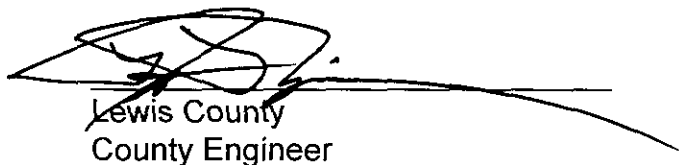
WHEREAS, the parties wish to enter into an improvement agreement to provide for the completion of the required improvements and repair of any existing streets or other facilities damaged in the development of the plat of "Kenita Acres", LP-96-019, as set forth in the Lewis County Code, Subdivision Chapter, Section 16.05.260, and

WHEREAS, the execution and filing of an improvement agreement for the completion of any remaining public improvement work in lieu of the completion of said improvement work is permitted by said Section 16.05.260 in order to obtain final plat approval of the subdivision; NOW THEREFORE,

IT IS HEREBY AGREED by the parties as follows:

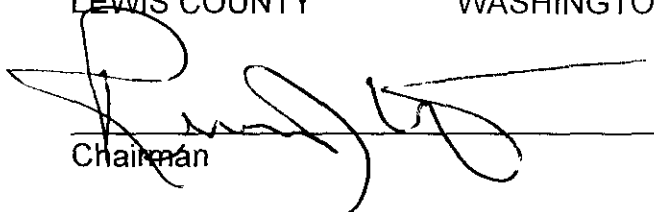
1. The effective date of this agreement shall be March 9, 1998.
2. The Subdivider shall perform the following:
 - A. Submit to the Lewis County Auditor a performance bond or, in lieu of a corporate surety, cash or other securities not subject to impairment or discharge in bankruptcy and readily convertible into cash by the County.
 - B. Said performance bond or other form of surety acceptable to Lewis County shall be in the amount of \$20,000.
 - C. Complete the improvement and construction of the existing roadway for "Kenita Acres" to the appropriate design and construction standard required by the Lewis County Department of Public Works for a private road serving 5 to 9 houses.
 - D. Construction of the road for "Kenita Acres" shall be completed to the satisfaction of Lewis County no later than 9th day of October, 1998.
3. The Board shall:
 - A. Approve the final plat of "Kenita Acres" upon County staff approvals, pursuant to Lewis County Code 16.05, and upon submission of the appropriate performance bond or other acceptable form of surety.
 - B. Through the Lewis County Department of Public Works, monitor the progress of all work covered by this agreement.
 - C. Should the improvement work covered by this improvement agreement not be completed two (2) weeks prior to the date set forth within Section 2.D of this agreement, the Board shall, through the Lewis County Department of Public Works, notify the Subdivider of the impending deadline for the completion of construction.
 - D. In the event the subdivider shall fail to complete all improvement work covered by this agreement, the Board shall instruct the Lewis County

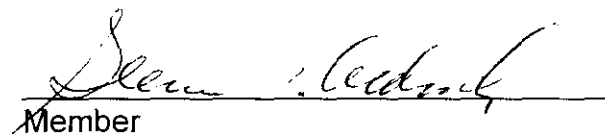
EXAMINED AND RECOMMENDED this 5th day of March, 1998.

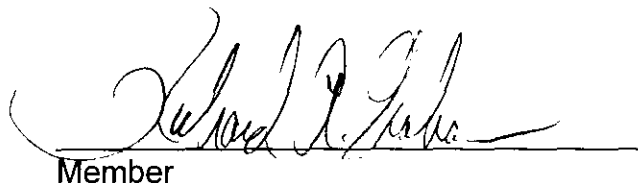

Lewis County
County Engineer

EXECUTED the date and year herein above mentioned as the effective date of this agreement at Chehalis, Lewis County, Washington.

BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY WASHINGTON


Chairman


Member


Member

ATTEST:


Clerk of the Board of County Commissioners

SUBDIVIDER:

Examined and agreed to this 12 day of March, 1998.


Kenneth Kadwell